

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ROBERT JACKSON,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 06-300-SLR
)	
CARL DANBERG, et al.,)	
)	
Defendants.)	

DEFENDANTS' MOTION FOR LEAVE TO DEPOSE PLAINTIFF

State Defendants, by and through undersigned counsel, and hereby move the Court to enter an Order granting Defendants' counsel the right to depose an incarcerated party pursuant to Federal Rule of Civil Procedure 30(a)(2). In support of this application, Defendants offer the following:

1. Robert W. Jackson ("Plaintiff") is an inmate incarcerated at the Delaware Correctional Center, Smyrna, Delaware.
2. Counsel for the State Defendants seek to depose Jackson.
3. The undersigned has contacted counsel for Jackson, and counsel does not oppose the instant motion.

WHEREFORE State Defendants respectfully request that this Honorable Court grant Defendants leave to depose Plaintiff on a date convenient to the parties.

STATE OF DELAWARE
DEPARTMENT OF JUSTICE

/s/ Gregory E. Smith
Gregory E. Smith, ID # 3869
Deputy Attorney General
820 North French Street, 7th Floor
Carvel State Building
Wilmington, Delaware 19801
(302) 577-8398

Dated: July 12, 2007

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ROBERT JACKSON,)	
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Plaintiff,)	
)	
v.)	C.A. No. 06-300-SLR
)	
CARL DANBERG, et al.,)	
)	
Defendants.)	

ORDER

WHEREAS, State Defendants having requested leave to depose Plaintiff pursuant to Federal Rule of Civil Procedure 30(a); and

WHEREAS, there being good cause shown for the granting of such motion;

IT IS HEREBY ORDERED, this ____ day of _____, 2007, that Defendants' Motion for Leave to Depose Plaintiff shall be granted and Defendants shall have the right to depose Plaintiff.

Sue L. Robinson
United States District Judge

CERTIFICATION OF SERVICE

The undersigned certifies that on July 12, 2007, he electronically filed the attached *Motion for Leave to Depose Incarcerated Person* with the Clerk of Court using CM/ECF which will send notification of such filing to the following registered participant:

Michael Wiseman, Esq.
Assistant Federal Defender
Suite 545 West—The Curtis Center
Philadelphia, PA 19106
Attorney for Robert Jackson

STATE OF DELAWARE
DEPARTMENT OF JUSTICE

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